IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.406 OF 2004
IN
SUMMARY SUIT NO. 473 OF 2004

Pankaj N.Dharamshi ..Plaintiffs

Vs.

Shri Ram Venkateswara Mills and Ors ..Defendants

Ms.Kusum Patel for the plaintiffs

CORAM : S.U.KAMDAR, J
DATED : 27TH SEPTEMBER, 2005

P.C.:

. The present suit is filed for the recovery of Rs.11,15,400/- in respect of goods sold and delivered by the plaintiff to the defendants. The details are set out at Ex. A and A-1 of the plaint. Defendants have filed Vakalatnama. Summons for Judgment has been served. Defendant no.4 has filed his affidavit in reply. The matter has been adjourned from time to time. None appears for the defendants. On the last occasion i.e. on 13.9.04 I directed the plaintiffs to serve notice to the defendants. Notice has been served. Matter was on board on 19.9.05. None appeared. Matter

was again adjourned for one week. Plaintiff has filed report which was taken on record. Matter was kept on 26.9.05. None appeared for the defendants. In that view of the matter, matter was placed today. Today also none appears. In that view of the matter, Summons for Judgment is made absolute. There is no defence on merits.Affidavit is only filed by one of the partner stating that his account is settled. No material is produced in support thereof. In that view of the matter, Summons for Judgment is made absolute. Decree as prayed. Suit as well as summons for Judgment are disposed of accordingly. Refund of court fee as per rules.